

NOTICE TO CITY SUBSCRIBERS.
The Daily Democrat, delivered by carriers
throughout the city, is at the rate of twenty-
five cents per week, including the Sunday
paper.

CITY NEWS.

OUR AGENTS.—Messrs. Morris & Bro., Lex-
ington, and Mr. J. D. Pollard, Frankfort, are
our agents. The Daily Democrat can be had
at either of the above news depots every morn-
ing.

POLICE PROCEEDINGS.—Friday, Feb. 3d.—
John Shaw, drunk and disorderly conduct.
Heard \$100 for two months.

Wm. McAlpin, drunk. Heard and fined
\$5.

R. L. Vessels, drunk and disorderly con-
duct. Fined \$5.

James McGarry and Wm. O'Hare, suspected
felony; \$300 for three months.

John Finley, stealing a whip from James
Workman; heard and discharged.

Marlin Belner, Peter Belner, Jr., and Peter
Belner, Jr., shooting and killing Gottlieb Wagoner;
Marlin and Peter, Jr., in \$100 each, and
Peter, Jr., in \$500, to answer at the circuit
court.

REFUGEES' FAIR.—Though the weather pre-
vented a great many persons from visiting the
Fair last night, there was a very large crowd
present, and every one present seemed to en-
joy the evening very much. A great many
persons were strangers, who contributed very
liberally. As there are a great many ladies
and children who have been unable to attend
the lady managers have concluded to keep the
Fair open this afternoon for their benefit, and
we hope the hall will be crowded. To-night
is the last night, and we appeal to all our citi-
zens and strangers generally to go to the
Fair and do all they can towards aiding the
refugees in their good work. Go and contribute
all you can, and we promise that you will not
regret having contributed any amount to the
Fair for the benefit of helpless refugees.

ARREST OF A GUERRILLA IN THE CITY.—
About 7 o'clock last evening officers Joel
Lombourne and Thomas Antle arrested at
Brown's Hotel, on Jefferson street, opposite
the jail, a man whose name we did not learn,
on the charge of being a horse thief and a
guerrilla. He had within the past few days
stolen three horses from West Point, which
were brought to this city and disposed of. After
his arrest he acknowledged that he had be-
longed to one of the numerous bands of guer-
rilla who have operated in the neighbor-
hood of Salt River.

HORSE VOUCHERS.—The following vouchers for
horses impressed by the government are
ready for delivery at the Provost Marshal's
office, in charge of Corbin J. M. Carter,
Cossely & McAllister, Erwin Bailey, Conrad &
Sabb, H. Bremer, H. Clute, J. T. Burd,
Daniel Heycock, H. W. Koehler, Michael
Luff, James & Rose, John Hook, E. D.
Stedman, Moorhead & Co., George Miller,
George O. E. Minor, H. C. Seymour,
James P. Secor, Chris. Smith, Adam Sawyer,
A. Sobie, J. A. Rider and John Schneider.

RETAIL DRY GOODS STORE AND FURNITURE
FOR SALE.—Messrs. Mark & Downes, corner of
Fourth and Jefferson streets, in Masonic
building, offer their stock of dry goods and
furniture for sale. They have been most suc-
cessful business men, and their stock is very
desirable for a retail business. To any one
desiring to engage in the retail dry goods busi-
ness, or to one, more especially, who wishes
to secure a first class location, we refer the es-
tablishment of Messrs. Mark & Downes.

DANGEROUS.—The walls of the Galt House
are still standing, and are liable to fall at al-
most any moment, perhaps causing the death
of one or more persons who may be passing.
It would be a good idea to pull the walls
down and clear the rubbish off the sidewalks,
as persons are compelled to pass in dan-
gerous places, to go out into the muddy streets to
get along. Let the walls be pulled down and
the pavement be cleared.

BARRACKS NO. 1.—Business was quite ac-
tive at the Barracks yesterday. One hundred
convicts arrived from various places,
one hundred and four men arrived from
Springfield, and five hundred and fifty two
from Nashville; one hundred and seventy-
one were sent to Nashville, twenty-five to
Calao, fifteen to Springfield, seventeen to St.
Louis, seventeen to Detroit, and thirty-five to
Indianapolis.

There is nothing like military aristoc-
racy. We heard yesterday of an orderly in
this city who cannot go to the postoffice or
after his dinner without being mounted upon
his steed and followed by a black nigger upon
another one. He visits his lady love occa-
sionally, and he is to the pride and pleasure of
the young lady, but not so much so to the
negro, who sits outside shivering in the cold.

ANNE PATRICK.—This splendid corps of
residents and vocalists, under the direction
of Mr. Geo. Zoeller, will give an entertain-
ment on next Thursday evening in the Ma-
sonic Temple. It will be a grand affair.

Benny Ryan, company D, Fifteenth U.
S. Infantry, was caught wearing citizens' clothes
yesterday and he was sent to Camp,
Joe Holt will be sent to his regiment.

James Kennedy, a suspicious character
was arrested yesterday and put in the guard-
house. He was ordered to go North, but the
order was countermanded.

A wedding party arrived in this city
yesterday before last from Newmarket, Kentucky.
May happiness never forsake them.

NO MAIL.—We were without our regular
mail from the East yesterday. What is the
matter? Who is to blame?

SIX DEPORTERS.—Six deporters arrived here
yesterday from Indianapolis, and three from De-
troit, Michigan.

St. Valentine's day is near at hand. We
are ready if the young ladies are willing.

See the advertisement headed "Lost,"
in another column of to-day's paper.

For list of letters see fourth page.

Amusements.

LOUISVILLE THEATRE.—Mr. and Mrs. Florence
were greeted with a brilliant host last night,
on the occasion of their debut. To-night they appear
in three of their favorite pieces, the Irish Boy,
grant, Mischewon Annie, and the Irish Mormon.
There will be a grand matinee at 2 o'clock this
evening, when the grand drama of the Colleen
Bawn will be produced, Mr. and Mrs. Florence ap-
pearing in the piece.

WOOD'S THEATRE.—One of the largest and most
fashionable houses of ever assembled within
the walls of this theatre greeted Miss Maggie Mitch-
ell last night, on the occasion of her debut. To-
night is positive her last appearance in our city,
when she will appear as Margot, in the interesting
play of Margot, the Poultry Dealer.

This afternoon at 2 o'clock there will be a
grand African testimonial matinee, when Shake-
peare's great play of Romeo and Juliet will be pro-
duced. In this play Misses Maggie and Mary Mit-
chell and John Abell will appear. It is not
often that our readers have the pleasure of seeing
three great artists at one time, and we have
no doubt that the house will be crowded to over-
flowing. Those who wish to procure seats should
be on hand early.

VARIETIES.—The minstrels playing at the Va-
rieties drew a very good house last night and their
performances were excellent as usual. They are
each fine performers, and if fun is to be had or
songs in delicious tones, negro character it is to
be found at the Varieties on Fifth street, near
Jefferson. To-night a new bill is offered, new jokes,
songs, dances, burlesques, comedians, &c., to-
gether making up an entertainment worth three
times the price of a ticket of admission.

GUERRILLAS ON THE LOWER OHIO.—FRAN-
TOM FIRED INTO.—The steamer Phantom ar-
rived from Nashville yesterday, and from her
officers we learn the following particulars in
regard to matters along the Lower Ohio:
On her way up, and when near Ostrander's
Point, nearly opposite the mouth of the
Blue river, the Phantom was hailed by
a party of persons stationed on the Ken-
tucky shore. The Captain of the boat not
knowing the appearance of the men, did not
pay any attention to their hailing signal, but
came on. As she passed the place the rebels
on the shore, some one hundred in number,
opened on the boat with musketry, some forty
shots striking the boat, but fortunately
no one was injured. The guerrillas are at differ-
ent points along the Lower Ohio, but they did
not interfere with the Phantom at any other
point than the one mentioned above.

The Phantom brought up the following re-
port of prisoners, who were captured by our forces
in the neighborhood of Henderson:

Col Wm P. Grayson, Lieut E. E. Napier, Jos
P. Carter, Ed. Sheehan, Ed. P. Wood, Thos. J.
Jackson, Robt. H. Jackson, Wm. Miller, Jas
Mitchell, Geo. Fryer, M. C. Jackson, Wm. R.
Payne, Wm. Swarth, John W. Gabbett, J. C.
Turpin, Wm. L. Barrett, A. S. Rice, John W.
McCrath, Thos. H. Lamar, Francis M. Miller,
J. J. Montgomery, Amos Wood and Benjamin
Napier.

Report of James Kirkpatrick, Superin-
tendent of the Work, Post and Pouch House
for the month ending January 31, 1865:

Prisoners remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 31st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

Remaining January 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining January 1st..... 20

Remaining February 1st..... 20
Committed..... 46-26
Released..... 26-26
Remaining February 1st..... 20

The Killing of Gottlieb Wagoner—Ex-
amination of the Belners—They are
Held to Answer.

On last Monday night Gottlieb Wagoner, a
butcher, well known in this city, was killed
in a coffee-house in the upper portion of the
city, by a party of three men, who were the
killing Martin and Peter Belner, Jr., two
brothers, were arrested, charged with the
killing. On the day the case was presented to
the Police Court the father of the two boys,
Peter Belner, Sr., was arrested, and the three
yesterday had an examination before Judge
Johnson. We give below the testimony as
adduced before the examining court:

David Chubb called.—Lives in Germantown
Opportunity. Was at Fred Rupp's tavern
on Monday night last, about 10 o'clock. My-
self and deceased were playing cards and
deceased proposed to play for money, and
held a one dollar bill on the table, and accused,
Peter Belner, Jr., put his hand on it, and de-
ceased objected and struck Peter Belner, Jr., on
the hand two or three times, and made a mo-
tion as though he would draw a pistol, but
he did not, and called the accused a son-of-a-
bitch. I then interfered, and the matter
was quieted. Martin Belner then came in
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot fired, and I returned into the
house and found deceased lying on the floor,
and saw Peter Belner, Jr., have deceased's pis-
tol in his hand, and heard him say he would
not give it up any more, and that he would
shoot him if he did not. I then went out
and took a drink at the counter. He turned
to the deceased and said something, pre-
sented his pistol, and fired it into the air, and
struck me and gave me a slight wound. I
then went out of the house, and while out I
heard a shot

